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June 28, 2004

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TW-B204
Washington, DC 20554

**Re: Smith Bagley, Inc.
Near Reservation Lands
CC Docket No. 96-45**

Dear Madam Secretary:

In accordance with Section 1.1206 of the Commission's rules, 47 C.F.R. Section 1.1206, we hereby provide you with notice of an oral *ex parte* presentation in connection with the above-captioned proceeding. On June 24 2004, Mr. Richard Watkins on behalf of Smith Bagley, Inc. ("SBI") and undersigned counsel met with Mr. K. Dane Snowden, Ms. Kris Monteith, Mr. Gene Fullano, and Ms. Sue McNeil to discuss the above-referenced item.

SBI urged the Commission to move forward on its waiver request seeking to have Tier 4 Lifeline and Link-up benefits made available to the Eastern Agency of the Navajo Reservation at the earliest possible date. The company reiterated those matters previously presented to the Commission in the above-referenced proceedings. No materials were left behind at the meeting.

Sincerely,

/s/

David A. LaFuria
Counsel for Smith Bagley, Inc.

cc: Mr. K. Dane Snowden
Kris Monteith, Esq.
Gene Fullano, Esq.
Sue McNeil, Esq.